



**DIVISION OF WATER RESOURCES
MINING SECTION**

**Public Participation Opportunities
Request for Public Comments
Draft Permit Actions**

January 3, 2019

Public Notice: M2020-01

Last Day to Comment: February 3, 2019

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment. The draft permits are available on the Division's Data Viewer at the web address: [http://tdec.tn.gov:8080/pls/enf_reports/f?p=9034:34001:0:::~](http://tdec.tn.gov:8080/pls/enf_reports/f?p=9034:34001:0:::).

The Division has made the determination that the following NPDES permit applications are complete as required by Rule 0400-40-03-.06(1)(c).

Individual NPDES Permits

Coal Proposed Reissuance

Applicant	Davis Creek Energy, LLC				
Facility	Davis Creek Area I				
Permit Number	TN0069248	Permit Writer Initials	DRM	Discharge Rating	Minor
County	Campbell			EFO Name	Knoxville
Street Address	Westbourne Lane				
City and Zip Code	Cotula 37729				
Description of Activity	Bituminous Coal Surface Mining				
Effluent Description	Treated storm water				
Receiving Stream	Unnamed tributary to Hogcamp Branch				
Facility Location	Latitude	36.49639	Longitude	-84.02778	

Non-Coal Proposed Modifications

Applicant	Guy Hommel dba Hommel Construction Company				
Facility	Oneil Road Sand & Gravel Borrow Pit				
Permit Number	TN0069787	Permit Writer Initials	LCK	Discharge Rating	Minor
County	Cocke			EFO Name	Knoxville
Street Address	811 Oneil Road				
City and Zip Code	Newport 37821				
Description of Activity	Construction Sand and Gravel Mining				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Pigeon River				
Facility Location	Latitude	35.93423	Longitude	-83.17236	

Applicant	Vulcan Construction Materials, LLC				
Facility	Monterey Sand Quarry				
Permit Number	TN0076333	Permit Writer Initials	LCK	Discharge Rating	Minor
County	Putnam			EFO Name	Cookeville
Street Address	2889 Hanging Limb Road				
City and Zip Code	Monterey 38574				
Description of Activity	Construction Sand and Gravel Mining				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Garrison Branch				
Facility Location	Latitude	36.15583	Longitude	-85.22861	

Non-Coal Proposed Modification/Reissuances

Applicant	Dunlap Sone, Inc.				
Facility	Quarry 1				
Permit Number	TN0065811	Permit Writer Initials	LCK	Discharge Rating	Minor
County	Sequatchie			EFO Name	Chattanooga
Street Address	5139 West Valley Road				
City and Zip Code	Dunlap 37327				
Description of Activity	Limestone: Crushed and Broken Quarrying				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Johnson Mill Creek				
Facility Location	Latitude	35.35027	Longitude	-85.41500	

Applicant	Meridian Brick, LLC				
Facility	Mine 3 Rich Pit				
Permit Number	TN0063029	Permit Writer Initials	LCK	Discharge Rating	Minor
County	Weakley			EFO Name	Jackson
Street Address	179 Cypress Road				
City and Zip Code	Gleason 38229				
Description of Activity	Ball Clay Mining				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Unnamed tributary to Middle Fork Obion River				
Facility Location	Latitude	36.23144	Longitude	-88.63329	

Non-Coal Proposed Reissuances

Applicant	BWI ETN LLC dba Blue Water Industries				
Facility	BWI Unicoi, LLC Quarry				
Permit Number	TN0061069	Permit Writer Initials	LCK	Discharge Rating	Minor
Counties	Unicoi and Carter			EFO Name	Johnson City
Street Address	4175 Marbleton Road				
City and Zip Code	Unicoi 37692				
Description of Activity	Limestone: Crushed and Broken Quarrying				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Unnamed tributary to Buffalo Creek				
Facility Location	Latitude	36.25308	Longitude	-82.32811	

Applicant	Kentucky-Tennessee Clay Company				
Facility	Stallcup Mine #17				
Permit Number	TN0046329	Permit Writer Initials	LCK	Discharge Rating	Minor
County	Weakley			EFO Name	Jackson
Street Address	1899 Sandhill Road				
City and Zip Code	Gleason 38229				
Description of Activity	Ball Clay Mining				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Unnamed tributary to Middle Fork Obion River				
Facility Location	Latitude	36.22938	Longitude	-88.65753	

Non-Coal Proposed Terminations

Applicant	DRC Coal, LLC				
Facility	White Oak Surface Mine				
Permit Number	TN0069167	Permit Writer Initials	DKC	Discharge Rating	Minor
County	Campbell			EFO Name	Knoxville
Street Address	White Oak Road				
City and Zip Code	Duff 37729				
Description of Activity	Bituminous Coal Surface Mining				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Wet weather conveyance to White Oak Creek				
Facility Location	Latitude	36.51417	Longitude	-83.99194	

Applicant	Lexington Coal Company, LLC				
Facility	Daus Mountain Strip Mine #2				
Permit Number	TN0054038	Permit Writer Initials	DKC	Discharge Rating	Minor
County	Sequatchie			EFO Name	Knoxville
Street Address	Nunley Road				
City and Zip Code	Daus 37397				
Description of Activity	Bituminous Coal Surface Mining				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Wet weather conveyance to Kelley Creek				
Facility Location	Latitude	35.31861	Longitude	-85.52000	

List of Permit Writers-Mining Section

BJC	Bonnie Craighead	865-594-5547	Bonnie.Craighead@tn.gov
CMP	Chris Pracheil	865-594-5610	Christopher.Pracheil@tn.gov
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GEK	Geoff Klein	865-594-5527	Geoff.Klein@tn.gov
LCK	Logan Kennedy	865-594-5545	Logan.Kennedy@tn.gov

Environmental Field Offices

Chattanooga Environmental Field Office
1301 Riverfront Parkway Suite 206
Chattanooga, TN 37402-2233
(423) 634-5745 or 1-888-891-8332

Columbia Environmental Field Office
1421 Hampshire Pike
Columbia, TN 38401-5611
(931) 380-3371 or 1-888-891-8332

Cookeville Environmental Field Office
1221 South Willow Avenue
Cookeville, TN 38506-4107
(931) 520-6688 or 1-888-891-8332

Jackson Environmental Field Office
1625 Hollywood Drive
Jackson, TN 38305-4316
(731) 512-1300 or 1-888-891-8332

Johnson City Environmental Field Office
2305 Silverdale Road
Johnson City, TN 37601-4322
(423) 854-5400 or 1-888-891-8332

Knoxville Environmental Field Office
3711 Middlebrook Pike
Knoxville, TN 37921-6538
(865) 594-6035 or 1-888-891-8332

Nashville Environmental Field Office
711 R. S. Gass Boulevard
Nashville, TN 37216-2637
(615) 687-7000 or 1-888-891-8332

Memphis Environmental Field Office
8383 Wolf Lake Drive
Bartlett, TN 38133-4119
(901) 371-3000 or 1-888-891-8332

How to Comment

The Tennessee Department of Environment and Conservation (TDEC) is requesting public comments on the permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on the proposed permit actions may submit comments in writing to the Mining Section at the Knoxville Environmental Field Office, Attn: Public Notice Coordinator; by fax to (865) 594-6105; or by e-mail to Dennis.Conger@tn.gov. The Division must receive your comments before the close of the comment period (see page 1).

How to Request a Public Hearing

Interested persons may request in writing that the Division hold a public hearing on any application. The request must be filed before the close of the comment period. You must indicate the interest of the party requesting a hearing, the reasons that a hearing is warranted, and the water quality issues being raised. When there is significant public interest for a hearing, the Division will hold a hearing in accordance with Rule 0400-40-05-.06 (12). A separate public notice will announce the public hearing.

How the Department Will Proceed

The Director of the Division of Water Resources will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of Federal and State acts and regulations.

To Obtain Permit Details

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's decisions. Copies of the applications, draft permits, and supporting documentation are in the permit files maintained at the Knoxville Environmental Field Office, Mining Section. There is a nominal fee for copying. The files are available for public inspection during normal visiting hours. Please email Kara.Blevins@tn.gov or call (865) 594-5460 to schedule an appointment for the review.

State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in Rule 0400-40-03-.06 of the Tennessee Department of Environment and Conservation. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Board of Water Quality, Oil and Gas designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Waters (ETWs) and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non-Exceptional Tennessee Waters refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

State of Tennessee Policy of Non-Discrimination

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. You may direct any Equal Employment Opportunity/Affirmative Action inquiries or complaints to the EEO/AA Coordinator, Office of General Counsel, William R. Snodgrass - TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Direct any Americans with Disabilities Act (ADA) inquiries or complaints to the ADA Coordinator, Human Resources Division, William R. Snodgrass - TN Tower, 312 Rosa L. Parks Avenue, 2nd Floor, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298). If it is hard for you to read, speak, or understand English, TDEC may be able to provide translation or interpretation services free of charge. Please contact Saul Castillo at 615-532-0462 for more information.